

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

JANE DOE 3,

Plaintiff,

v.

EXTENDED STAY AMERICA, INC., et al.

Defendants.

Civil Action No.
1:19-cv-03843-WMR

JOINT MOTION TO DISMISS

Plaintiff Jane Doe 3 and Defendants Extended Stay America, Inc.; ESA Management, LLC; ESA P Portfolio, LLC; ESA P Portfolio Operating Lessee, LLC; and HVM, LLC (the “ESA Defendants”) have reached an agreement to resolve all of Jane Doe 3’s claims against the ESA Defendants, with each Party to bear her/its own costs. Accordingly, Jane Doe 3 and the ESA Defendants jointly move to dismiss all claims against the ESA Defendants, with prejudice pursuant to Rule 41(a)(2). *See Rosell v. VMSB, LLC*, 67 F.4th 1141, 1144 n.4 (11th Cir. 2023) (“Our Circuit has recognized that Rule 41(a) allows a district court to dismiss all claims against a particular defendant.”). This motion takes care of all remaining claims in this action, but has no effect on Jane Doe 3’s claims against the Red Roof Inn Defendants, which were severed from this action and consolidated in Civil

Action No. 1:21-cv-4278. For the Court's convenience, the Parties provide a proposed order.

Signatures follow on the next page.

Respectfully submitted this 15th day of November, 2023.

/s/ Michael R. Baumrind

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CERTIFICATE OF SERVICE

I hereby certify that on the 15th day of November 2023, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send electronic notification to all attorneys of record in the above-captioned case.

/s/ Michael R. Baumrind
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